

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant:	Jeff Reynar	Examiner:	Spooner, Lamont M.
Serial No.:	09/841,265	Group Art Unit:	2626
Filed:	April 24, 2001	Docket No.:	60001.0049US01/MS154685.1
Title:	Method and System for Applying Input Mode Bias		

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**FORTIETH SUPPLEMENTAL INFORMATION DISCLOSURE**  
**STATEMENT (37 C.F.R. § 1.97(c))**

Mail Stop Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, Virginia 22313-1450

Dear Sir:

With regard to the above-identified application, the items of information listed on the enclosed Form 1449 are brought to the attention of the Examiner. A copy of the Polish Office Action dated June 24, 2008 (Appl. No. P 36553/DP) with English language translation, Polish Office Action dated July 21, 2008 (Appl. No. P 364854) with English language translation, and Japanese Official Notice dated July 18, 2008 (Appl. No. 2002-207514) with English language translation, are enclosed for the Examiner's information.

This statement should be considered because it is submitted after the mailing date of a first Office Action on-the-merits or a first Office Action after filing a Request for Continued Examination under 37 C.F.R. § 1.114 or a CPA under 37 C.F.R. § 1.53(d), but before the mailing date of: i) a final action under 37 C.F.R. § 1.113; ii) a Notice of Allowance under 37 C.F.R. § 1.311; or iii) an action that otherwise closes prosecution on the application. No fee is due as this statement is submitted as certified below under 37 C.F.R. §1.97(e)(1) and (2) by the undersigned.

**Certification Under 37 C.F.R. §1.97(e)(1)**

In accordance with 37 C.F.R. §1.97(c) or §1.97(d), the undersigned hereby certifies that at least some references listed on the enclosed Form 1449 were first cited in a communication from a foreign patent office in a counterpart foreign application within three months of filing this statement.

**Certification Under 37 C.F.R. §1.97(e)(2)**

In accordance with 37 C.F.R. §1.97(c) or §1.97(d), the undersigned hereby certifies that no item of information listed on the enclosed Form 1449 was cited in a communication from a foreign patent office in a counterpart foreign application, and to the knowledge of the undersigned after making a reasonable inquiry, no item of information listed on the enclosed Form 1449 was known to any individual designated in 37 C.F.R. § 1.56(c) more than three months prior to the filing of this statement.

A copy of any foreign patent document or "Other Document" listed on the Form 1449 is enclosed, in accordance with 37 C.F.R. §1.98(a)(2). Copies of the U.S. Patents and U.S. patent publications listed on the enclosed Form 1449 are not provided.

Please note that the attached Ghamrawi et al. article was cited by the Examiner in the Notice of Allowance dated August 11, 2008 in copending U.S. Application No. 09/906,467.

No representation is made that a reference is "prior art" within the meaning of 35 U.S.C. §§ 102 and 103 and Applicants reserve the right, pursuant to 37 C.F.R. § 1.131 or otherwise, to establish that the reference(s) are not "prior art." Moreover, Applicants do not represent that a reference has been thoroughly reviewed or that any relevance of any portion of a reference is intended.

Consideration of the items listed is respectfully requested. Pursuant to the provisions of M.P.E.P. 609, it is requested that the Examiner return a copy of the attached Form 1449, marked as being considered and initialed by the Examiner, to the undersigned with the next official communication.

Please charge any additional fees or credit any overpayment to Deposit Account No. 13-2725.

Respectfully submitted,  
MERCHANT & GOULD P.C.

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/D. Kent Stier/

Date: August 29, 2008

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D. Kent Stier  
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DKS:mdc

